



UNITED STATES PATENT AND TRADEMARK OFFICE

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10 W. BROAD ST., SUITE 700  
COLUMBUS, OHIO 43215-3435

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**NOV 19 2003**

**OFFICE OF PETITIONS**

In re Application of  
Peter Alan Luhrs et al  
Application No. 09/748,925  
Filed: December 27, 2000  
Attorney Docket No. 058542.00007

NOTICE

This is a notice regarding your request for acceptance of a fee deficiency submission under 37 CFR 1.28. On September 1, 1998, the Court of Appeals for the Federal Circuit held that 37 CFR 1.28(c) is the sole provision governing the time for correction of the erroneous payment of the issue fee as a small entity. See DH Technology v. Synergystex International, Inc. 154 F.3d 1333, 47 USPQ2d 1865 (Fed. Cir. Sept. 1, 1998).

The Office no longer investigates or rejects original or reissue applications under 37 CFR 1.56. **1098 Off. Gaz. Pat. Office 502 (January 3, 1989)**. Therefore, nothing in this Notice is intended to imply that an investigation was done.

Your fee deficiency submission under 37 CFR 1.28 is hereby **ACCEPTED**.

Inquiries related to this communication should be directed to the Office of Petitions Staff at (703) 305-9285.

This file is being forwarded to Technology Center AU 2152.

Irvin Dingle  
Petitions Examiner  
Office of Petitions  
Office of the Deputy Commissioner  
for Patent Examination Policy



10-27-03

~~DAC~~

IN THE UNITED STATES DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE

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OCT 29 2003  
OFFICE OF PETITIONS

Applicant: Luhrs, et al. Examiner n/a  
Filed: 12/27/2000 Art Unit 2152  
Serial No: 09/748,925 Docket No. 058542.00007

For: METHOD AND APPARATUS FOR PROGRAMMING VEHICLE NETWORK

Commissioner of Patents  
P.O. Box 1450  
Arlington, VA 22313-1450

**REQUEST FOR CORRECTION OF SMALL ENTITY STATUS**  
**UNDER CFR 1.28(c)**

Applicant requests correction of its entity status from "small entity" to "large entity". The application for the above-noted patent and the fees associated therewith was erroneously filed claiming small entity status. This error was made without intent to mislead or deceive. Attached is check in the amount of \$477.00 as payment of the total deficiency in fees that was calculated as follows:

Date Paid: 12/27/2000

Basic Statutory Filing Fee Paid	\$355.00
Claims in Excess of 20 Paid (11)	99.00 (11 x \$9.00)
Independent Claims over 3 Paid (1)	40.00 (1 x \$40.00)
Recordation of Assignment Fee Paid	40.00
Total Filing Fee Paid	\$534.00

Current Basic Statutory Filing Fee \$770.00

Claims in Excess of Twenty (11) 198.00 (11 x \$18.00)

10/29/2003 SLUANG1 00000003 200809 09748925

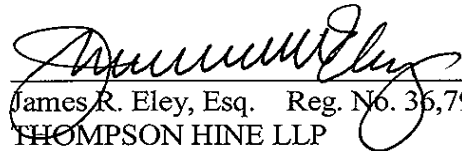
01 FC:1001	770.00 OP
02 FC:1202	198.00 OP
03 FC:1201	83.00 DA 3.00 OP



Independent Claims over 3 (1)	43.00 (1 x 43.00.00)
Total Filing Fee	\$1,011.00
Difference Due	\$477.00

The Commissioner is hereby authorized to credit any overpayment of the filing fee or charge any deficiency in the filing fee to Deposit Account No. 20-0809.

Respectfully submitted,



James R. Eley, Esq. Reg. No. 36,790  
THOMPSON HINE LLP  
10 W. Broad St., Suite 700  
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Certificate of Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail No. EL589380337US, postage paid on this 22nd day of October, 2003 in an envelope addressed to the following:

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Arlington, VA 22313-1450

  
\_\_\_\_\_  
Pixie L. Picketts



**TRANSMITTAL LETTER**  
(General - Patent Pending)

Docket No.  
**058542.00007**

Re Application Of: **Luhrs, et al.**

Serial No.  
**09/748,925**

Filing Date  
**12/27/2000**

Examiner

Group Art Unit  
**2152**

Title: **METHOD AND APPARATUS FOR PROGRAMMING VEHICLE NETWORK**

TO THE DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE:

Transmitted herewith is:

**Request for Correction of Small Entity Status**  
**Check for \$477**  
**Return Postcard**

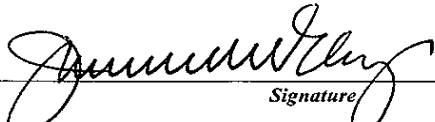
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**OCT 29 2003**

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in the above identified application.

- ☐ No additional fee is required.
- ☒ A check in the amount of **\$477.00** is attached.
- ☒ The Director is hereby authorized to charge and credit Deposit Account No. **20-0809** as described below.
- ☐ Charge the amount of
- ☒ Credit any overpayment.
- ☒ Charge any additional fee required.

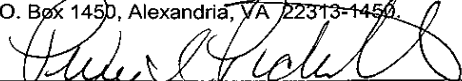
  
Signature

**James R. Eley, Esq.** Reg. No. 36,790  
**Thompson Hine, LLP**  
**10 W. Broad St., Suite 700**  
**Columbus, OH 43215-3435**  
**Phone: 614/469-3228**  
**Fax: 614/469-3361**

Dated: **10/22/2003**

**Express# EL589380.33745**

I certify that this document and fee is being deposited on **10-23-2003** with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Director of the United States Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450.

  
Signature of Person Mailing Correspondence

**Pixie I. Picketts**

Typed or Printed Name of Person Mailing Correspondence

CC:

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Accounting Date	Operator ID	Seq. No.	Txn Src	Fee Code	St	Amount	Name/Number	Dep Acct
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01/03/2001	VYANG1	103	SALE	202	A	40.00	09748925	
01/03/2001	VYANG1	102	SALE	203	A	99.00	09748925	
01/03/2001	VYANG1	101	SALE	201	A	355.00	09748925	



Adjustment Detail

Authorization Detail



Adjustment date: 10/29/2003 SLUANG1  
01/03/2001 VYANG1 00000048 09748925  
01 FC:201 -355.00 OP  
02 FC:203 -99.00 OP  
03 FC:202 -40.00 OP

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